

# Michigan State Police

## ***Crash Advisory # 18***



May 2005

### **Changes Concerning Maintenance and Construction Vehicle Drivers**

Beginning October 1, 2003, crashes involving a maintenance or construction vehicle should now have the vehicle and driver information recorded in the unit section of the UD-10 traffic crash report, and this will subsequently be posted to the driving record.

If a conviction from a court or a hazardous action is recorded on the driver license record of the construction or maintenance worker, then the crash information will be released to non-governmental agencies.

\*For example, an MDOT snowplow plowing snow along I-75 hits a car. This is now considered a 2 unit crash. You enter the information for both vehicles and both drivers.

The median turnarounds can still be utilized by maintenance and construction vehicles since the signing states "Authorized Vehicles Only". Maintenance and construction vehicles are considered authorized vehicles.

MCL 257.2(a), defines "authorized emergency vehicles" as "vehicles of the fire department, police vehicles, ambulances, or privately owned motor vehicles of volunteer or paid fire fighters if authorized by the chief of an organized fire department, or privately owned motor vehicles of volunteer or paid members of a life support agency licensed by the department of consumer and industry services if authorized by the life support agency." Maintenance and construction vehicles do not fit the legal definition of authorized emergency vehicle nor do any other Governmental maintenance/construction vehicles. Furthermore, under MCL 257.603(1) "the provisions of this chapter applicable to the drivers of vehicles upon the highway apply to the drivers of all vehicles owned or operated by the United States, this state, or a county, city, township, village, district, or any other political subdivision of the state, subject to the specific exceptions set forth in this chapter with reference to authorized emergency vehicles".

Consequently, traffic crash information involving maintenance/construction vehicles is not exempt under MCL 275.733(2) and may be released to nongovernmental agencies if the driver is found at fault.

***Please Distribute to All Personnel Who Complete or Review Traffic Crash Reports***

